

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

UNITED STATES OF AMERICA)	
)	
v.)	CRIMINAL NO.: 05-10027-MLW
)	
GINA CAPODILUPO,)	
DEBRA TAMBURINO,)	
Defendants.)	
)	

COMPLIANCE WITH COURT'S ORDER TO REPORT ON STATUS OF MATTER

Defendants Gina Capodilupo and Debra Tamburino, represented by their attorneys, respectively Alfred P. Farese, Jr., Esq., and Elliot M. Weinstein, Esq., and the United States of America, by and through its attorneys, United States Attorney Michael J. Sullivan and Assistant United States Attorney Paul R. Moore, hereby respectfully informs the Court of the following:

1. The parties are now in agreement that the matter can be resolved short of trial.
2. More specifically, each defendant will offer a plea of guilty to one count of Title 21, United States Code, Section 843(b) (which carries a four year statutory maximum penalty).
3. In exchange, the government will move to dismiss the current charges against the defendants (the government will file a Superseding Information).
4. The parties do not anticipate that there will be a written plea agreement.
5. The parties would respectfully request that the Court schedule a Rule 11 Hearing at its earliest convenience.
6. The parties reiterate their appreciation for the Court's decision to permit the parties to more fully explore the matter through its expansion of the various

timing requirements.

Respectfully submitted,

GINA CAPODILUPO
Defendant

MICHAEL J. SULLIVAN
United States Attorney

By: /s/ Alfred P. Farese, Jr.
Alfred P. Farese, Jr., Esq.
Counsel for Ms. Capodilupo

By: /s/ Paul R. Moore
Paul R. Moore
Assistant United States Attorney

DEBRA TAMBURINO
Defendant

By: /s/ Elliot M. Weinstein
Elliot M. Weinstein, Esq.
Counsel for Ms. Tamburino

Date: February 12, 2007